



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

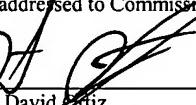
Applicant: SCHERER ET AL. Examiner: D. HECKENBERG, JR.  
Serial No.: 10/038,639 Group Art Unit: 1722  
Filed: JANUARY 4, 2002 Docket No.: 3616.213US01  
Title: CONCRETE BLOCK AND METHOD OF MAKING SAME (AS AMENDED)

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CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV407362464US  
Date of Deposit: September 29, 2004

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450.

By:   
Name: David Ortiz

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing of a first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. § 1.114 or a CPA under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a

reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

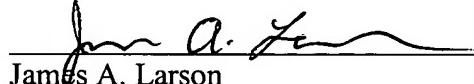
Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Date: September 29, 2004

  
\_\_\_\_\_  
James A. Larson  
Reg. No. 40,443  
JAL:PLSklg



Date Mailed: September 29 2004

Sheet 1 of 1

 <b>INFORMATION DISCLOSURE STATEMENT</b> <b>IN AN APPLICATION</b> (Use several sheets if necessary)	<b>Docket Number:</b> <b>3616.213US01</b>	<b>Application Number:</b> <b>10/038,639</b>
<b>Applicant: SCHERER ET AL.</b>		
<b>Filing Date: 01/04/2002</b>		
<b>Group Art Unit: 1722</b>		

23552

PATENT TRADEMARK OFFICE

**EXAMINER** \_\_\_\_\_ **DATE CONSIDERED** \_\_\_\_\_  
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.